

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

DHI Group, Inc. f/k/a Dice Holdings Inc. and
RIGZONE.com, Inc.,
Plaintiffs,

vs.

David W. Kent, Jr., Single Integrated Operations Portal, Inc. d/b/a Oilpro, et al.,
Defendants.

Civil Action Number: 16-cv-01670

Single Integrated Operations Portal, Inc. d/b/a
Oilpro and OILPRO.com,
Counter-Plaintiff,

vs.

DHI Group, Inc. f/k/a Dice Holdings Inc. and
RIGZONE.com, Inc.,
Counter-Defendants.

DAVID W. KENT'S ADVISORY

The Notice of Transfer issued on August 21, 2019 [DE 280], states that the receiving Court will issue new court settings. As a result, Defendant and Counter-Plaintiff David W. Kent ("Kent") files this Advisory to bring to the Court's attention information relevant to scheduling of new court settings.

On August 8, 2019, the Court adopted the Magistrate Judge's report and recommendation on certain motions for summary judgment and motions to strike expert witnesses [DE 279]. Because no scheduling order is in place, the parties discussed last week and this week potential time periods for trial. The parties were in the process of discussing available dates to propose, obviously subject to the Court's calendar, when the parties received the Notice of Transfer. In connection with the discussions yesterday, counsel for Kent had previously advised counsel for Plaintiffs and

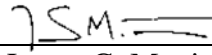
Counter-Defendants that Kent recently started chemotherapy for cancer treatment on August 13, 2019.

Kent is under the care of Dr. Mary Crow, an oncologist in Houston, Texas with Millennium Physicians, and Dr. David Bartlett, a surgical oncologist in Pittsburgh, Pennsylvania with UPMC, for the treatment of stage 4, peritoneal carcinomatosis. The bi-weekly chemotherapy treatment will continue for six months and is composed of the drugs 5-FU and Oxaliplatin.

Kent respectfully requests that the Court consider his health condition in issuing new court settings, so he can assist in trial preparation and attend trial. At this time, because of the chemotherapy, Kent is unable to do so. Kent's physicians recommend against the physical stress and can confirm in detail for the Court, if requested, the manner in which the treatment causes severe fatigue and robs Kent of all ability to concentrate for any length of time. For that reason, Kent advises the Court of his current medical condition and asks that timing of the trial setting consider his circumstance. Kent expects that he will be able to assist counsel and attend trial on or after March 1, 2020. Kent obviously wishes that this serious health condition was not an issue and asks for the Court's consideration of his circumstance.

Respectfully submitted,

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s/James G. Munisteri

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